

COMMISSION MEETING MINUTES
October 15, 2013

The Board of Davis County Commissioners met in room 303 of the Davis County Administration Building, Farmington, Utah on October 15, 2013. Members present were Commissioner John Petroff, Jr. - Chair, Commissioner Louenda H. Downs, Commissioner P. Bret Millburn, Clerk/Auditor Steve S. Rawlings, Chief Deputy Civil County Attorney Bill McGuire, and Deputy Clerk/Auditor Janet Hanson.

North Davis Fire Chief Mark Becraft, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Guardians of
the Ribbon –
National Breast
Cancer
Awareness
Month, Davis
County Fire
Chiefs
Association

As part of October as National Breast Cancer Awareness Month, Commissioner Petroff introduced North Davis Fire Chief Mark Becraft, who in turn introduced South Davis Metro Fire Chief Jeff Bassett and Farmington City Fire Chief Guido Smith, members of the Davis County Fire Chiefs Association. It was explained that the Weber/Davis fire departments have created “Guardians of the Ribbon” a chapter of the national organization “Pink Hills.” These organizations help raise awareness for breast cancer, either by driving pink fire trucks or wearing pink. Through fundraiser activities they are able to donate funds for cancer research and treatment along with other humanitarian endeavors.

Report 20th
Annual
Moonlight Bike
Ride

Neka Roundy, Davis County Community & Economic Development Specialist gave a report of the 20th Annual Moonlight Bike Ride “20 Years: Still Chasing the Moon” held on July 19, 2013. There were 1,703 participants (from 14 states and 2 from Germany) served by 40 volunteers. They raised \$20,000.00 to benefit the Friends of Antelope Island, a 501c3 organization that works in conjunction with Antelope Island State Park management, to “enhance the visitor experience” on Antelope Island.

Donation to
Friends of
Antelope Island

Mrs. Roundy presented a \$20,000.00 donation request to Friends of Antelope Island. The monies were raised from the 20th Annual Moonlight Bike Ride. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Terry Smedley, representing the Friends of Antelope Island, accepted the donation.

Donation to
Boy Scouts of
America,
Trapper Trails
Council of
Northern Utah

Kent Sulser, Davis County Community & Economic Development Director, presented a \$600.00 donation request to the Boy Scouts of America, Trapper Trails Council of Northern Utah. It was noted the funds would come from the Commissioners’ Cup fundraising efforts for youth education of which the Boy Scouts would qualify. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye.

Agreement
#2013-524
First American
Data Tree, LLC
for ownership
plats on CD

Richard Maughan, Davis County Recorder, presented agreement #2013-524 with First American Data Tree, LLC’s commercial license for the one time purchase of ownership plats on CD in the amount of \$2,000.00. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-525 with
IBM

Mark Langston, Davis County Information Systems Director, presented procedural agreement #2013-525 with IBM which governs transactions, licensing services and warranties for the new server. There is no associated cost or time frame. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-526
Steven &
Teresa Gashler
for puppet
shows at South
Branch Library

Chris Sanford, Davis County Library Director, presented agreement #2013-526 with Steven and Teresa Gashler for two holiday puppet show performances at the South Branch Library on December 2, 2013 in the amount of \$300.00. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Marshall Scott, Davis County Facility Director, presented the following two agreements:

Agreement
#2013-527
Cement Works
Construction,
LLC –
Memorial
Courthouse

Agreement #2013-527 with Cement Works Construction, LLC. in the amount of \$14,890.00 for the time period of October 15, 2013 through November 22, 2013. This is for concrete work on the ramp, sidewalk, curb and gutter on the south side of the Memorial Courthouse. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-528
American
Window
Tinting –
Health Dept

Agreement #2013-528 with American Window Tinting, Inc. in the amount of \$14,129.00 for the windows at the Health Department building in Clearfield. It is for the time period of October 15, 2013 through November 22, 2013. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Chief Deputy Kevin Fielding, Davis County Sheriff's Office presented the following three agreements:

Agreement
#2013-529
State of Utah
for civil
process
services

Agreement #2013-529 with the State of Utah to provide civil process services for the Office of Recovery Services and the Utah Attorney General's Office. This is a receivable service based amount for the time period of March 1, 2014 through February 28, 2019. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-530
Animal Control
– UCJIS user

Agreement #2013-530 with Davis County Animal Control as a Utah Criminal Justice Information Systems (UCJIS) user. There is no associated cost. It is for the time period of July 1, 2013 through June 30, 2014. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-531
Colbalt
Refrigeration,
Inc. – Jail
freezer

Agreement #2013-531 with Cobalt Refrigeration, Inc. for a condenser coil replacement in the Jail kitchen's walk-in freezer in the amount of \$5,871.00. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Mike Moake, Davis County Legacy Events Center Marketing, presented the following two agreements:

Agreement
#2013-532
Utah Cutting
Horse Assoc
event

Agreement #2013-532 with the Utah Cutting Horse Association for their event being held November 3–8, 2014 in the amount of \$3,445.00. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-533 with
Legacy
Raceway BMX
for event

Agreement #2013-533 with Legacy Raceway BMX for the indoor BMX racing October 7–20, 2013 in the amount of \$5,000.00. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-534
Intermountain
Testing
Services at
LEC soccer
fields project

Tony Thompson, Davis County Planning Department, presented agreement #2013-534 with Intermountain Testing Services, Inc. to perform construction materials testing and inspection services for the Legacy Events Center soccer fields' construction project. It is a payable on a service based rate for the time period of no longer than May 31, 2014. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Greg Johnson, Davis County Planning Department presented the following three agreements:

Agreement
#2013-535
Sunset City –
CDBG funding

Agreement #2013-535 with Sunset City for Community Development Block Grant (CDBG) funding in the amount of \$75,000.00, for the time period of July 1, 2013 through September 30, 2014. The funding will be used for infrastructure street improvements to 300 West in Sunset City. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-536
Prevent Child
Abuse-Utah, -
SSBG funding

Agreement #2013-536 with Prevent Child Abuse – Utah for Social Services Block Grant (SSBG) funding in the amount of \$8,000.00 for the time period of July 1, 2013 through June 30, 2014. The funding is for operational expenses of child abuse prevention programs provided in Title 1 schools in the Davis School District for students and teachers. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2013-537
NAMI – SSBG
funding

Agreement #2013-537 with National Alliance on Mental Illness-Utah (NAMI) for Social Services Block Grant (SSBG) funding in the amount of \$6,000.00 for the time period of July 1, 2013 through June 30, 2014. The funding is for services provided to participants in the mental health court. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Resolution
#2013-538
Committing to
the
Construction of
New Jail Beds
for Use by the
Utah State
Prison System

Commissioner Petroff read Resolution #2013-538 as follows:

**A RESOLUTION COMMITTING TO THE CONSTRUCTION OF NEW
JAIL BEDS FOR USE BY THE UTAH STATE PRISON SYSTEM**

WHEREAS, For many years the State Prison system has contacted with County Jails to house excess State Prison inmates; and

WHEREAS, During 2013 roughly 1600 prison inmates were housed in 20 separate county jail facilities; and

WHEREAS, The State is now considering closing the Utah State Prison located in Draper, Utah and relocating the prisoners to other areas within the state; and

WHEREAS, This relocation may include the construction of additional state prison facilities and possibly an increase in the number of state prisoners being held in county facilities under contract with the various counties; and

WHEREAS, The State Prison Relocation Committee has asked for proposals from various entities, including counties, relating to the housing of the inmates that will be displaced by the elimination of the Draper Prison facility; and

WHEREAS, Several counties are willing to construct additional jail facilities to house displaced state prisoners if certain conditions are met; and

WHEREAS, Davis County would like to be included in the consideration for additional prison beds and would be willing to commit to construct facilities for additional beds to help house the relocated prisoners from the Draper facility.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Davis County as follows:

1. Davis County is willing to construct a maximum 400 additional jail beds at the site of its current jail facility for use in housing State contract inmates. The construction of this facility is conditioned upon obtaining appropriate approvals from required jurisdictions and the following additional minimum requirements:
 - a. The State will commit to pay \$59 per day for inmates housed in the newly constructed jail bed facility.
 - b. This State commitment must be by written contract and must continue for a period of no less than 20 years.
 - c. The \$59 per day amount will be increased each three years during the 20 year period to reflect the current rate of inflation for the preceding three years.
 - d. The payments for the beds constructed pursuant to this resolution will not be subject to legislative appropriation and must be paid for by the State regardless of whether all beds are filled beginning on the date agreed upon in the written contract.
 - e. Davis County will accept Class 5, 4, 3 and 2 inmates.

- f. The classification system to be used to classify inmates must be agreed upon by Davis County and the State.
2. Davis County will begin the process of constructing the additional beds once a firm agreement has been reached with the State relating to the above conditions and jurisdictional approvals have been received. Davis County commits to have the beds ready for use within 48 months after signing a firm commitment with the State.
3. The State and Davis County will agree upon conditions that will make otherwise eligible inmates not acceptable for housing in the Davis County facility. Other than those circumstances, the County commits to take any inmates within the classifications agreed upon in this document.
4. The State shall pay, in addition to the rate set forth in paragraph 1.a, the cost of transporting the inmates to and from the county facility, the cost of providing medical care to the inmates housed in the county facility, and the cost of providing drug, alcohol or sex offender treatment to the inmates housed in the Davis County facility.

Commissioner Downs asked for confirmation of her understanding of this resolution. In that the State, in order to further its study and move forward, is requesting a level of interest from counties potentially involved. This resolution is limited to Davis County's level of interest. This resolution does not commit Davis County to building 400 beds at this time. If PRADA moves forward with its study to determine if relocation of the prison is even viable then the resolution indicates our interest level in possible participation.. In that case, several counties have also indicated their level of interest. Chief Deputy Fielding confirmed Commissioner Downs' understanding.

Commissioner Millburn indicated PRADA is looking at a host of options. Rather than build a giant facility, it could be that one viable option for Utah taxpayers would be to regionalize inmate housing throughout cooperating counties. He stated PRADA may decide to move the prison and build it large enough to house more inmates.

Chief Deputy Fielding noted at the beginning of the resolution it states there are several counties that have expressed interest in potentially building another facility for additional beds. Davis County's level of commitment is to express interest so that PRADA is able to make recommendations in the next legislative session.

Commissioner Petroff said a public statement in this regard was requested by PRADA. Realizing there are costs involved, Commissioner Downs said the resolution was specifically crafted from the perspective of protecting the taxpayers in Davis County. Steve Rawlings added that, assuming all conditions are met in the resolution and there is a decision to move forward, this resolution is well within the recommendations made by the Jail Committee in 2005 as to when Davis County would require additional beds and allows for additional revenues to be received for them. Chief Deputy Fielding confirmed the resolution does fit in the long-term plans for the next 15-20 years.

Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn made a motion to go into public hearing. Commissioner Downs seconded the motion. All voted aye.

Presentation of
2013 Budget
Changes

Jonathan Lee, Davis County Finance Director, Clerk/Auditor's Office, explained that Utah State Statute requires a public hearing for general fund budget changes that have occurred during the year (January 2, 2013 through today, October 15, 2013). Mr. Lee presented the following five budget changes as listed on this agenda:

1. \$1,000.00 donation from Rio Tinto to Friends of the Children's Justice Center which increases their fundraising & equipment;
2. \$4,000.00 Children's Justice Center for Recording Equipment (software) from the Friends of the Children's Justice Center;

- 3. \$70,000.00 additional revenue and expenses for city elections;
- 4. \$275,000.00 decrease of the Library transfer-out which will postpone the debt service payment until 2016;
- 5. \$15,000.00 donation by Chevron increasing Miscellaneous Supplies for County art purchases/donations.

No public comment.

Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Mr. Lee presented the following listing (budget changes submitted and approved from January 2, 2013 through October 15,2013) for the 2013 Budget Hearing/Opening:

2013 BUDGET HEARING / OPENING ITEMS						
MJE	Account #	Increase	Decrease	Reason	Account Name	Rev/ Exp
FUND 10						
15043	10-3690-051	1,000		Rio Tinto Donation via Friends of CJC	Fund Raising - CJC	R
	10-4149-690	1,000			Equipment	E
15281	10-3690-051	4,000		CJC Recording Equipment	Friends CJC	R
	10-4136-691	4,000			Software	E
TBD	10-4141-606	70,000		Additional revenue and expenses for City elections	Election Expenses	E
	10-3690-170	70,000			Election Revenues	R
TBD	10-4150-910	275,000		Postpone Library debt service payment until 2016	Transfer Out	E
	23-4580-910		275,000		Transfer Out	E
TBD	10-4150-910	15,000		County Art Purchase	County Art Donation	E
	10-3690-200	15,000			Misc. Supplies	R
FUND 11						
15108	10-3340-000	1,917		2012-303A Senior Congregate Meals & Senor Patrol	Grant Revenue - Congregate Meals	R
	10-3340-600	1,000		Contract ammendment	Grant Revenue - Sr. Patrol	R
	11-4980-246	1,917			Food Purchases	E
	11-4980-610	1,000			Misc. Supplies	E
15045	11-3329-000	235,920		DOE Contract Ammendment	DOE Grant	R
	11-4981-610	235,920			Misc Supplies	E
15405	11-3332-000	6,000		Questar Addl Funding	Questar	R
	11-4981-610	6,000			Misc Supplies	E
FUND 15						
15005	15-3340-024	3,000		2012-323A C3 Contract Ammendment, Arthritis, Prevention	Arthritis	R
	15-3340-022	2,985		Blocks, & MSA Programs	Prev Block	R
	15-3340-023	19,060			MSA	R
	15-4315-610	23,045			Misc Expenses	E
	15-4315-330	2,000			Educ/ Training	E
15044	15-3316-012	4,000		Naccho Funding not originally budgeted	Grant Revenue	R

	15-4319-610	4,000		Misc Supplies	R
15342	15-3340-072	1,234	New DEQ Used Oil Grant 2013-97.	DEQ Grant	R
	15-4313-610	1,234		Misc Supplies	E
15343	15-3316-012	7,000	NACCHO payroll Grant Funding 2013-046A	NACCHO Grant	R
	15-4315-110	4,500		Salary	E
	15-4315-130	2,500		Benefits	E
15407	15-3340-051	124,056	2012-358 PPHF (Schools) Grant	PPHF (Schools)	R
	15-4314-110	5,000		Wages	E
	15-4314-130	2,000		Benefits	E
	15-4314-231	4,000		Mileage	E
	15-4314-245	55,000		Medicine	E
	15-4314-610	39,556		Misc Expenses	E
	15-4314-240	2,000		Office Supplies	E
	15-4314-220	6,000		Public Notices	E
	15-4314-230	3,500		Travel	E
	15-4314-691	2,000		Software	E
	15-4314-690	5,000		Computer Equipment	E
15406	15-3830-318	2,396	ADDL WIC Funding	WIC Federal	R
	15-4318-330	425		Education	E
	15-4318-610	1,551		Misc Supplies	E
	15-4318-620	420		Misc Services	E
15607	15-3340-070	4,998	ADDL Radon Induced Cancer Funding	Env- Health - State	R
	15-4313-610	4,998		Misc Expenses	E
15625	15-3457-000	2,000	Dental Health Fees. 2013-385	Dental Health Fees.	R
	15-4314-310	2,000		Prof. & Technical	E
15726	15-3340-041	2,500	Medical Reserve Corps Funding to Recruit Volunteers	MRC	R
	15-4319-220	2,500		Public Notices	E
15727	15-3340-052	3,000	State-wide Health Training	STD/HIV/AIDS/TB	R
	15-4317-230	3,000		Travel	E
15868	15-3340-052	15,000	C5 Amendment for ADDL Personnel Hours	STD/HIV/AIDS/TB	R
	15-4317-110	9,000		Wages	E
	15-4317-130	6,000		Benefits	E
FUND 23					
15339	23-3341-000	38,962	Community Library Enhancement Fund (CLEF) grant	State Contract	R
	23-4580-612	38,962		Books & Materials	E
FUND 23					
TBD	42-3820-000	500,000	Transfer residual amount from Admin/Library/CJC	Transfer In	R
	42-4250-910	500,000	construction back to G.F.	Transfer Out	E
FUND 51					
TBD	51-4561-720	16,000	Replacement DPGC shed via Insurance \$ receivable	Building & Grounds Improvement	E
	51-2591-000		16,000 booked in 2012	Fund Balance	FB

True Up to Certified Rates:

Property Tax
Register
approved

Commission
Meeting
Minutes
approved

Check
Registers
approved

10-3110-000	(1,121,329)	G.F. Revenue Reduction	R
10-3115-110	(459,953)	G.F. A&C Revenue Reduction	R
23-3110-000	(80,246)	Library Revenue Reduction	R
25-3110-000	(4,919)	SSA Revenue Reduction	R
31-3110-000	67,182	G.O. Bond Revenue Increase	R

Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn made a motion to convene as the Board of Equalization. Commissioner Downs seconded the motion. All voted aye.

Dale Peterson, Davis County Tax Administration Director, presented the Property Tax Register which reflects: 25 corrections; 1 escape; 1 request for tax exempt status; 114 property tax valuation appeals for approval; 101 property tax valuation appeals to dismiss/deny (99 for lack of evidence). Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye.

Commissioner Millburn made a motion to reconvene the regular Commission Meeting. Commissioner Downs seconded the motion. All voted aye.

Commissioner Downs made a motion to approve the Commission Meeting minutes of October 1, 2013. Commissioner Millburn seconded the motion. All voted aye.

Check registers as prepared by the Davis County Clerk/Auditor’s Office were approved by a motion from Commissioner Millburn. Commissioner Downs seconded the motion. All voted aye. Documents are on file in the office of the Davis County Clerk/Auditor.

No Commissioner Comment

No Public Comment

Meeting adjourned.